



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
<http://dpw.lacounty.gov>

GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

September 06, 2011

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

36 September 6, 2011

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

**GRANT OF EASEMENT
FROM THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT
TO THE CITY OF SANTA CLARITA
PRIVATE DRAIN NO. 246 - PARCEL 1GE
(SUPERVISORIAL DISTRICT 5)
(3 VOTES)**

SUBJECT

This action will allow the Los Angeles County Flood Control District to grant an easement to the City of Santa Clarita for pipeline purposes over Private Drain No. 246 in the City of Santa Clarita.

IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY OF THE THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:

1. Acting as a responsible agency, find that the project is categorically exempt from the provisions of the California Environmental Quality Act.
2. Find the proposed grant of easement for pipeline purposes and the subsequent use of said easement will not interfere with the use of Private Drain No. 246 for any purposes of the Los Angeles County Flood Control District.
3. Approve the proposed grant of easement for pipeline purposes from the Los Angeles County Flood Control District to the City of Santa Clarita over Private Drain No. 246, Parcel 1GE, in the City of Santa Clarita for \$42,000.
4. Instruct the Mayor, Board of Supervisors of the Los Angeles County Flood Control District, to sign the enclosed Easement document and authorize delivery to the City of Santa Clarita.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to obtain approval from your Board, acting as the governing body of the Los Angeles County Flood Control District (LACFCD), to allow the LACFCD to grant an easement for pipeline purposes over Private Drain No. 246, Parcel 1GE, in the City of Santa Clarita (City) to the City. The City requested the easement as part of its DBAA 6 and 18 Sewer Connection project.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1). The revenue received from this transaction will help promote fiscal responsibility for the operation and maintenance of flood control facilities.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The cost of the easement is \$42,000, which represents the fair market value. This amount has been deposited into the Flood Control District Fund.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Private Drain No. 246, Parcel 1GE, is located easterly of the intersection of Whites Canyon Road and Delight Street in the City of Santa Clarita.

The proposed grant of easement is authorized by Section 2, paragraph 13, of the Los Angeles County Flood Control Act. This Section provides as follows: "Said Los Angeles County Flood Control District is hereby declared to be a body corporate and politic, and as such shall have the power...13. To lease, sell or dispose of any property (or any interest therein) whenever in the judgment of said board of supervisors said property, or any interest therein or any part thereof, is no longer required for the purpose of said district..."

The proposed grant of easement is not considered adverse to LACFCD's purposes and will not hinder the use of Private Drain No. 246 for possible transportation, utility, or recreational corridors. Moreover, the Easement document reserves paramount rights for LACFCD purposes.

County Counsel approved the Easement document as to form and, subsequent to your action on this matter, the document will be recorded.

ENVIRONMENTAL DOCUMENTATION

This project is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15301(f) of the CEQA guidelines and Class 1(i) of the Environmental Reporting Procedures and Guidelines adopted by your Board on November 17, 1987. These exemptions provide for the addition of health protection devices. The City of Santa Clarita is the lead agency for this project, and a Notice of Exemption was prepared by the City and filed with the County Clerk on April 26, 2010.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This action allows for the joint use of the LACFCD's right of way without interfering with the primary mission of the LACFCD.

CONCLUSION

Please return one adopted copy of this letter and one executed original Easement document to the Department of Public Works, Survey/Mapping & Property Management Division. Retain the duplicate for your files.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER

Director

GF:SGS:hp

Enclosures

c: Auditor Controller (Accounting Division - Asset
Management)
Chief Executive Office (Rita Robinson)
County Counsel
Executive Office

DUPLICATE

RECORDING REQUESTED BY
AND MAIL TO:

City of Santa Clarita
23920 Valencia Boulevard, Suite 300
Santa Clarita, CA 91355-2196

Space Above This Line Reserved for Recorder's Use

THIS DOCUMENT IS EXEMPT FROM DOCUMENTARY TRANSFER TAX PURSUANT
TO SECTION 11922 OF THE REVENUE & TAXATION CODE.

THIS DOCUMENT IS EXEMPT FROM RECORDING FEES PURSUANT TO SECTION
27383 OF THE GOVERNMENT CODE.

Assessor's Identification Numbers:
2803-005-900 (Portion)
2803-018-902 and 903 (Portions)

EASEMENT

For a valuable consideration, receipt of which is hereby acknowledged, the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, a body corporate and politic (hereinafter referred to as DISTRICT), does hereby grant to the CITY OF SANTA CLARITA, a municipal corporation (hereinafter referred to as CITY), an easement for pipeline purposes in, on, over, and across the real property in the City of Santa Clarita, County of Los Angeles, State of California, described in Exhibit A attached hereto and by this reference made a part hereof.

Subject to all matters of record and to the following reservation and conditions, which CITY by the acceptance of this Easement and/or the exercise of any of the rights granted herein, agrees to keep and perform, viz:

1. DISTRICT reserves the paramount right to use said land for flood control purposes.
2. CITY agrees that it will not perform or arrange for the performance of any construction or reconstruction work in, on, over, and across the herein-described land until the plans and specifications for such construction or reconstruction work shall have first been submitted to and been approved in writing by the Chief Engineer of the Los Angeles County Flood Control District. Such approval by DISTRICT shall not be interpreted or inferred as an endorsement or approval as to the design, accuracy, correctness, or authenticity of the information shown on the submitted plans and specifications. Furthermore, such approval cannot be relied upon for any other purpose or by any third party for any reason whatsoever. DISTRICT does not accept ownership or responsibility for the improvements.

File with: **TRANSFER DRAINS**
PRIVATE DRAIN NO. 246
I.M. 264-137
S.D. 5
Project ID: MPR0000040

M1023007

3. CITY shall indemnify, defend, and save harmless DISTRICT, its officers, agents, and/or employees, from any and all claims, demands, liability, loss, damage, or expense to which DISTRICT, its officers, agents, and employees may be subjected as the result of any act or omission by CITY, its officers, agents, employees, or contractors arising out of the exercise by CITY, its officers, agents, employees, or contractors of any of the rights granted to it by this Easement document.
4. It is expressly understood that DISTRICT will not be called upon to construct, repair, maintain, or reconstruct any structure or improvement to be erected or constructed pursuant to this Easement document.
5. The provisions and agreements contained in this Easement document shall be binding upon CITY, its successors, and assigns.

To the extent any lawful assessment be levied pertaining to the area to which this easement applies and to the extent that the assessment is based on the structures and improvements being constructed under the authority of this easement and provided further that the assessment be levied following CITY's exercise of these easement rights to construct such structures and improvements, CITY agrees to pay on behalf of DISTRICT that part of any such assessment levied against DISTRICT, which is based on the value contributed to that area by CITY's said improvements.

Dated September 6, 2011



LOS ANGELES COUNTY FLOOD CONTROL DISTRICT,
a body corporate and politic

By Mike Antonovich
Mayor, Board of Supervisors of the
Los Angeles County Flood Control District

(LACFCD-SEAL)

ATTEST:
SACHI A. HAMAI, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

By Chad
Deputy

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

On January 6, 1987, the Board of Supervisors for the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies, and authorities for which said Board so acts adopted a resolution pursuant to Section 25103 of the Government Code that authorized the use of facsimile signatures of the Mayor of the Board on all papers, documents, or instruments requiring the Mayor's signature.

The undersigned hereby certifies that on this 6th day of September, 20 11, the facsimile signature of MIKE ANTONOVICH, Mayor of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, was affixed hereto as the official execution of this document. The undersigned further certifies that on this date a copy of the document was delivered to the Mayor of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT.

In witness whereof, I have also hereunto set my hand and affixed my official seal the day and year above written.



SACHI A. HAMAI, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

By Mike Antonovich
Deputy

(LACFCD-SEAL)

APPROVED AS TO FORM

ANDREA SHERIDAN ORDIN
County Counsel

By Andrea Sheridan Ordin
Deputy

APPROVED as to title and execution,
_____, 20____.
DEPARTMENT OF PUBLIC WORKS
Survey/Mapping & Property Management Division
Supervising Title Examiner
By _____

CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by the deed or grant herein, dated _____, from the Los Angeles County Flood Control District, a body corporate and politic, to the City of Santa Clarita, a municipal corporation, is hereby accepted pursuant to authority conferred by Resolution No. _____, of the City Council of the City of Santa Clarita, adopted on _____, and the grantee consents to the recordation thereof by its duly authorized officer.

Dated _____

By _____

EXHIBIT A

File with: **TRANSFER DRAINS**
PRIVATE DRAIN NO. 246
A.I.N. 2803-005-900 (Portion)
2803-018-902 & 903 (Portions)
T.G. 4551 (G2)
I.M. 264-137
S.D. 5
M1023007

LEGAL DESCRIPTION

PARCEL NO. 1GE (Grant of easement for pipeline purposes):

Those portions of Lots 246 and 247, Tract No. 25925, as shown on map recorded in Book 669, pages 92 to 96, inclusive, of Maps, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, within a strip of land 3 feet wide, the generally northerly sideline of which is described as follows:

Beginning at the northwesterly corner of said Lot 247; thence North 89°45'50" East, along the northerly line of said last-mentioned lot, a distance of 713.02 feet to the northwesterly corner of said Lot 246; thence continuing North 89°45'50" East, along the northerly line of said last-mentioned lot, a distance of 496.96 feet to a point distant 123.78 westerly, measured along said last-mentioned northerly line, from the northerly terminus of that certain course having a bearing and length of N 20°52'07" W 228.25 feet in the easterly boundary of said Lot 246, said point being the beginning of a curve concave to the southwest and having a radius of 178.87 feet, said curve being tangent to said last-mentioned northerly line and tangent to said certain course; thence southeasterly, along said curve, through a central angle of 69°22'03", an arc distance of 216.56 feet to said certain course; thence South 20°52'07" East, along said certain course, a distance of 34.23 feet.

The sidelines of the above-described 3-foot-wide strip of land shall be prolonged or shortened at the beginning thereof so as to terminate in the curved westerly line of said Lot 247.

Containing: 4,378± square feet



APPROVED AS TO DESCRIPTION

JUNE 14, 2010

COUNTY OF LOS ANGELES

By

LICENSED SURVEYOR

Survey/Mapping & Property Management Division